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March 23, 1999

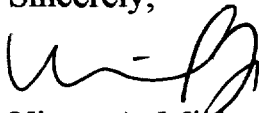
Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
Room 222
445 12th Street, S.W.
Washington, DC 20554

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MAR 25 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Hershey, Nebraska.

Sincerely,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

307-778-9318

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

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MAR 25 1999

**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY**

In the matter of:)
)
Amendment of Section 73.202 (b))
)
Table of Allotments)
)
FM Broadcast Stations)
)
(Hershey, Nebraska)

RM-_____

PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 297C1 (107.3 Mhz) to Hershey, Nebraska as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 297C1 (107.3 Mhz) to Hershey, Nebraska and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 297C1 to Hershey will have.

DISCUSSION

2. Hershey is located in Central Nebraska. It is also located within Lincoln County, a county of some 32,508 persons. Hershey has a population of 579 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 297C1 to Hershey will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Hershey is located at North Platte, Nebraska. North Platte is located 20 kilometers from Hershey.

It is obvious that from the above spacing that Hershey is presently without local FM service.

4. Hershey would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 20 Kilometers of Hershey. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Hershey area of emergency conditions caused by severe weather or other health hazards.

5. Channel 297C1 can be allotted to Hershey and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Hershey, Nebraska	-----	297C1

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 297C1 and the pertinent adjacent channels to 297C1 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 41 - 09' - 30", W. 101 - 00' - 00") are that of a site located within the community of Hershey. No site restriction will be required to allot channel 297C1 to Hershey. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Hershey. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

7. It has been shown that Hershey would benefit from the allotment of channel 297C1. It has also been shown that channel 297C1 can be allotted to Hershey and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 297C1 for Hershey, Nebraska , 73.202.

8. Should channel 297C1 be allotted to Hershey, I certify that I will file an application for a Construction Permit to operate an FM station for Hershey, Nebraska.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: March 22, 1999

Respectfully submitted,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 297C1 (107.3 MHz), at N. 41 9 30, W. 101 0 0.

Searching Channel 297C1 (107.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Julesburg	CO	243	C1	U	107.9	34.0	259.9°	73.9
KEGK	Julesburg	CO	243	C1	C	121.7	34.0	254.3°	87.7
ALC	Norton	KS	294	A	U	175.0	74.0	147.4°	101.0
KQNKFM	Norton	KS	294	A	L	178.0	74.0	148.2°	104.0
ALC	Brush	CO	296	C1	U	244.2	177.0	245.9°	67.2
KSIRFM	Brush	CO	296	C1	L	280.1	177.0	249.5°	103.1
ALC	Lincoln	NE	297	C1	U	372.5	245.0	97.4°	127.5
KEZG	Lincoln	NE	297	C1	L	362.7	245.0	95.8°	117.7
KEZG	Lincoln	NE	297	C1	L	372.5	245.0	97.4°	127.5
ALC	Mitchell	SD	297	C1	U	375.4	245.0	41.1°	130.4
ALC	Spearfish	SD	297	C	U	421.7	270.0	326.6°	151.7
KQRN	Mitchell	SD	297	C1	L	375.4	245.0	41.1°	130.4
KSLT	Spearfish	SD	297	C	L	421.7	270.0	326.6°	151.7
ALC	Albin	WY	297	C2	U	272.9	224.0	281.9°	48.9
KKAW	Albin	WY	297	C2	C	276.4	224.0	281.3°	52.4
KKAW	Albin	WY	297	C2	C	276.4	224.0	281.3°	52.4
ALC	Goodland	KS	299	C1	U	210.2	82.0	196.8°	128.2
KGCR	Goodland	KS	299	C1	L	202.4	82.0	190.8°	120.4
KGCR	Goodland	KS	299	C1	A	202.5	82.0	190.8°	120.5
ALC	Grand Island	NE	299	C1	U	190.8	82.0	90.2°	108.8
KSYZFM	Grand Island	NE	299	C1	L	190.8	82.0	90.2°	108.8

FIGURE 1
CHANNEL SPACING STUDY
HERSHEY, NEBRASKA
MOUNTAIN WEST BROADCASTING